

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE: NATIONAL FOOTBALL
LEAGUE PLAYERS' CONCUSSION
INJURY LITIGATION

Hon. Anita B. Brody

No. 12-md-2323-AB

THIS DOCUMENT RELATES TO:

No. 14-cv-3383-AB

*SMITH et al., v. KANSAS CITY CHIEFS
FOOTBALL CLUB, INC.*

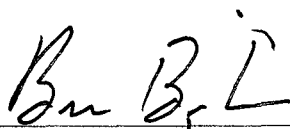
MDL No. 2323

JOINT STIPULATION AND ORDER FOR DISMISSAL WITH PREJUDICE

IT IS HEREBY STIPULATED AND AGREED by and among plaintiffs Neil Smith and Douglas Terry ("Plaintiffs") and Defendant Kansas City Chiefs Football Club, Inc., acting through their respective counsel, and pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), that all Plaintiffs' claims in this action, as set forth in the petition captioned *Smith, et al. v. Kansas City Chiefs Football Club, Inc.*, No. 1416-CV00043 (Mo. Cir. Ct. Jackson Cty.) and the related Short Form Complaints (14-cv-33863, Doc Nos. 2, 6, 37, 39), be dismissed with prejudice, with each party to bear its own attorneys' fees, expenses, and costs.

It is so ~~STIPULATED~~ AND AGREED,

By: 

By: 

Date: 9-13-18

Date: 9/19/18

Kenneth B. McClain
HUMPHIRLY, FARRINGTON & MCCLEIN
221 West Lexington, Suite 400
Independence, MO 64051
Telephone: (816) 836-5050
Facsimile: (816) 836-8966
kbm@hfmlegal.com

Brad Karp
Bruce Birenboim
PAUL, WLISS, RIKKIND, WHARTON
& GARRISON LLP
1285 Avenue of the Americas
New York, NY 10019
Telephone: (212) 373-3000
Facsimile: (212) 757-3990
bkarp@paulweiss.com
bbirenboim@paulweiss.com

Counsel for Neil Smith and Douglas Terry

Counsel for Kansas City Chiefs
Football Club, Inc.

CERTIFICATE OF SERVICE

It is hereby certified that a true copy of the foregoing document was served electronically via the Court's electronic filing system on the 21st day of September, 2018, upon all counsel of record.

Dated: September 21, 2018

/s/ Bruce Birenboim
Bruce Birenboim